

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

In re JUNO THERAPEUTICS, INC.

No. C16-1069-RSM

**JUDGMENT AND ORDER  
GRANTING FINAL APPROVAL OF  
CLASS ACTION SETTLEMENT**

WHEREAS, this matter came before the Court for hearing on November 11, 2018, pursuant to the Order of Preliminary Approval entered August 8, 2018, Dkt. #121, on the application of the parties for final approval of the settlement as set forth in the Stipulation; and

WHEREAS, the Court has heard all persons properly appearing and requesting to be heard, read and considered the motion and supporting papers, and found good cause appearing;

**NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:**

1. This Order incorporates by reference the definitions in the Stipulation, and all capitalized terms used in this Order that are not otherwise identified herein have a meaning assigned to them as set forth in the Stipulation.

2. The Court has jurisdiction over the subject matter of the Action and over all Parties to the Action, including all Class Members.

3. On November 11, 2018, the Court held a Final Approval Hearing, after due and proper notice, to consider the fairness, reasonableness and adequacy of the proposed Stipulation. In reaching its decision in this Action, the Court considered the Parties' Stipulation, the Court file in this case, and the presentations by Class Counsel on behalf of the Class Plaintiffs and the Class and counsel for Defendants in support of the fairness, reasonableness, and adequacy of the Settlement.

4. Pursuant to Rule 23 of the Federal Rules of Civil Procedure, the Court hereby reaffirms its prior decision certifying the following Class:

All persons or entities that purchased or otherwise acquired publicly traded common stock of Juno Therapeutics, Inc. ("Juno") from June 4, 2016 through November 22, 2016, both dates inclusive (the "Class Period").

5. Excluded from the Class are any parties who are or have been Defendants in this litigation, the present and former officers and directors of Juno and any subsidiary thereof, members of their immediate families and their legal representatives, heirs, successors or assigns, and any entity in which any current or former Defendant has or had a controlling interest. Also excluded from the Class are those persons who timely and validly requested exclusion from the Class.

6. In the Order of Preliminary Approval, the Court preliminarily approved the Notice and found that the proposed form and content of the Notice to the Class Members satisfied the requirements of due process, as well as the Private Securities Litigation Reform Act of 1995 ("PSLRA"), 15 U.S.C. § 78u4(a)(7). The Court reaffirms that finding and holds that the best practicable notice was given to Class Members under the circumstances and constitutes due and sufficient notice of the Settlement, Stipulation in support thereof, and Final Approval Hearing to all persons affected by and/or entitled to participate in the Stipulation or the Final

1 Approval Hearing. Furthermore, the Court hereby affirms that due and sufficient notice has been  
 2 given to the appropriate State and Federal officials pursuant to the Class Action Fairness Act  
 3 (“CAFA”), 28 U.S.C § 1715.

4 7. The Court has determined that the Stipulation is fair, reasonable, and adequate  
 5 and is hereby finally approved in all respects. In making this determination, the Court has  
 6 considered factors with respect to fairness, which include “(1) the strength of the plaintiff’s case;  
 7 (2) the risk, expense, complexity, and likely duration of further litigation; (3) the risk of  
 8 maintaining class action status throughout the trial; (4) the amount offered in settlement; (5) the  
 9 extent of discovery completed and the stage of the proceedings; (6) the experience and views of  
 10 counsel; (7) the presence of a governmental participant; (8) the reaction of the class members to  
 11 the proposed settlement,” and the absence of collusion in the settlement procedure. *Churchill*  
 12 *Vill., L.L.C. v. Gen. Elec.*, 361 F.3d 566, 575 (9th Cir. 2004). The Court has considered the  
 13 submissions of the Parties along with the Court file, all of which show that there remains  
 14 substantial risk and uncertainty in the Class ultimately prevailing on its claims. Given the  
 15 considerable open issues, the benefits available directly to the Class Members represent a fair,  
 16 reasonable, and adequate resolution that can be summarized as follows:  
 17

18 8. The Defendants have agreed to cause \$ 24,000,000 in cash (the “Settlement  
 19 Amount” or “Settlement Consideration”) to be paid for the benefit of the Class. Among other  
 20 things, the recovery of individual Class Members depends on the number of shares of Juno  
 21 common stock those Class Members purchased and sold and the prices at which Class Members  
 22 who filed claims purchased and sold those shares.  
 23

24 9. The Court finds that the proposed Plan of Allocation is fair, just, reasonable, and  
 25 adequate, and is finally approved in all respects.  
 26  
 27

1           10.     The Court finds that there were zero objections filed to the Settlement.

2           11.     In addition to finding the terms of the Settlement to be fair, reasonable, and  
3 adequate, the Court determines that there was no fraud or collusion between the parties or their  
4 counsel in negotiating the Settlement's terms, and that all negotiations were made at arm's  
5 length. Furthermore, the terms of the Settlement make it clear that the process by which the  
6 Settlement was achieved was fair. Finally, there is no evidence of unethical behavior, want of  
7 skill, or lack of zeal on the part of Class Counsel.

8           12.     This Order and Final Judgment shall be binding on all Class Members, including  
9 Class Plaintiffs, except for the Class Members who filed valid exclusions, as listed on **Exhibit A**,  
10 attached hereto. Further, the Action and Released Plaintiffs' Claims are hereby dismissed with  
11 prejudice. The parties are to bear their own costs, except as otherwise provided in the  
12 Stipulation.

13           13.     Upon the Effective Date, the Class Plaintiffs, on behalf of themselves, and on  
14 behalf of each Class Member, shall be deemed to have, and by operation of the Judgment shall  
15 have, fully, finally, and forever released, relinquished and discharged all Released Plaintiffs'  
16 Claims against Released Persons, whether or not any individual Class Member executes and  
17 delivers the Proof of Claim and Release Form.

18           14.     Upon the Effective Date, the Class Plaintiffs, each Class Member and anyone  
19 claiming through or on behalf of any of them, by operation of the Judgment, shall be forever  
20 barred and enjoined from commencing, instituting, or continuing to prosecute any action or any  
21 proceeding in any court of law or equity, arbitration, tribunal, administrative forum, or other  
22 forum of any kind asserting any of the Released Plaintiffs' Claims against any of the Released  
23 Persons.

1           15.     Upon the Effective Date, Defendants, on behalf of themselves and Defendants'  
 2 Related Persons, shall hereby be deemed to have, and by operation of this Order shall have, fully,  
 3 finally, and forever, released, relinquished, settled and discharged the Lead Plaintiff, the Class  
 4 Members, their attorneys, and the Released Plaintiffs' Parties from the Released Defendants'  
 5 Claims and shall be permanently barred and enjoined from instituting, commencing, or  
 6 prosecuting any Released Defendants' Claim against any of them directly, indirectly or in any  
 7 other capacity.

8           16.     The Court finds and concludes that during the course of this Action, the  
 9 Defendants, Lead Plaintiff, and their respective counsel complied with the requirements of  
 10 Rule 11 of the Federal Rules of Civil Procedure. No such party or their respective counsel  
 11 violated any of the requirements of Rule 11 of the Federal Rules of Civil Procedure with respect  
 12 to any of the complaints filed in this Action, any responsive pleadings to any of the above  
 13 complaints or any motion with respect to any of the above complaints. The Court further finds  
 14 that the Class Plaintiffs and Class Counsel adequately represented the Class Members for  
 15 purposes of entering into and implementing the Settlement.

16           17.     The Court hereby awards Plaintiffs' Counsel attorneys' fees of **\$6,000,000** plus  
 17 reimbursement of their expenses in the amount of **\$405,476.42**, together with the interest earned  
 18 thereon for the same time period and at the same rate as that earned on the Settlement Fund until  
 19 paid. The Court finds that the amount of fees awarded is appropriate under the percentage-of-  
 20 the-fund approach, cross-checked by the lodestar approach, and that the amount of fees awarded  
 21 is fair and reasonable given the contingent nature of the case and the substantial risks of non-  
 22 recovery, the quality of the work performed, the time and effort involved, and the result obtained  
 23 for the Class.

1           18.     The Court hereby awards the Class Plaintiffs a reimbursement award totaling  
2 \$20,000. Specifically, Lead Plaintiff Gilbert Hoang Nguyen is awarded **\$10,000** and Class  
3 Representative Susan Tan is awarded **\$10,000**.

4           19.     Without affecting the finality of this Final Approval Order and Judgment, the  
5 Court reserves continuing and exclusive jurisdiction over all matters relating to the  
6 administration, implementation, effectuation, and enforcement of the Settlement.

7           20.     There is no just reason for delay in the entry of this Order and immediate entry by  
8 the Clerk of the Court is expressly directed pursuant to Rule 54(b) of the Federal Rules of Civil  
9 Procedure.  
10

11 IT IS SO ORDERED.

12  
13  
14 Dated: November 20, 2018.

15 

16 RICARDO S. MARTINEZ  
17 CHIEF UNITED STATES DISTRICT JUDGE

18 Presented by:

19 s/ *Cliff Cantor*, WSBA # 17893  
20 Law Offices of Clifford A. Cantor, P.C.  
21 627 208th Ave. SE  
22 Sammamish, WA 98074  
23 Tel: (425) 868-7813  
24 Fax: (425) 732-3752  
25 Email: cliff.cantor@outlook.com  
26  
27

Exhibit A

1. Billy Chevy
2. Weibin Zha
3. Huijuan Dou
4. Casey Ryan Miller
5. Samuel C. Kim